

ADJOURNMENT

Mr. Burns moved that the House adjourn until 10 o'clock a. m., tomorrow.

Mr. Long moved that the House recess to 2 o'clock p. m., today.

Mr. Patterson moved that the House recess to 10 o'clock a. m., tomorrow.

The motion of Mr. Burns prevailed, and the House, accordingly, at 12:10 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

ELEVENTH DAY

(Tuesday, January 24, 1933)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Fisher.
Adamson.	Ford.
Aikin.	Fuchs.
Alexander.	Glass.
Alsup.	Golson.
Anderson	Good.
of Bexar.	Goodman.
Anderson	Graves.
of Johnson.	Greathouse.
Baker.	Griffith.
Barrett.	Haag.
Barron.	Hankamer.
Beck.	Harman.
Bedford.	Harris.
Bourne.	Harrison.
Bradley.	Hartzog.
Burns.	Head.
Butler.	Hester.
Calvert.	Hicks.
Camp.	Hill of Brazoria.
Canon.	Hill of Webb.
Cathey.	Hodges.
Caven.	Holekamp.
Chastain.	Holland.
Clayton.	Holloway.
Colson.	Hoskins.
Coombes.	Huddleston.
Cowley.	Hughes.
Crossley.	James.
Daniel.	Jefferson.
Davidson.	Johnson
Dean.	of Anderson.
Devall.	Johnson
Dunlap.	of Dimmit.
Dunagan.	Jones of Atascosa.
Duvall.	Jones of Runnels.
Dwyer.	Jones of Shelby.
Engelhard.	Kayton.
Fain.	Kyle of Hays.
Few.	Kyle of Palo Pinto.

Laird.	Renfro.
Latham.	Riddle.
Lemens.	Roberts.
Leonard.	Rogers of Hunt.
Lindsey.	Rogers
Long.	of Ochiltree.
Lotief.	Rollins.
Magee.	Ross.
Mackay.	Russell.
Mathis.	Savage.
McClain.	Scarborough.
McCullough.	Scott.
McDougald.	Shannon.
McGregor.	Shults.
McKee.	Smith.
Merritt.	Stanfield.
Metcalf.	Steward.
Mitcham.	Stinson.
Moffett.	Stovall.
Moore.	Sullivant.
Morrison.	Tarwater.
Morse.	Tennyson.
Munson.	Thomas.
Nicholson.	Tillery.
Palmer.	Townsend.
Parkhouse.	Turlington.
Patterson.	Van Zandt.
Pavlica.	Vaughan.
Pope.	Wagstaff.
Puryear.	Walker.
Ramsey.	Weinert.
Ratliff.	Wells.
Ray.	Winningham.
Reader.	Wood.
Reed of Bowie.	Young.
Reed of Dallas.	

Absent—Excused

Hunt.	Jackson.
Hyder.	West.

A quorum was announced present.
Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

Mr. Jackson was granted leave of absence for today on account of important business, on motion of Mr. Merritt.

Mr. Hunt was granted leave of absence for today on account of illness, on motion of Mr. Good.

Mr. Hyder was granted leave of absence for today on account of illness, on motion of Mr. McCullough.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Graves and Mr. Long:

H. B. No. 184, A bill to be entitled "An Act to amend Subdivision 4, 'Gas and Light,' of Chapter 10, Title 32, Revised Civil Statutes of Texas, 1925, by adding thereto Article 1436-a, providing that no gas, electric current, or power corporations mentioned in Article 1435, Revised Civil Statutes of Texas, 1925, shall, after the passage of this Act, engage in the business of selling, leasing, renting, or distributing goods, wares, or merchandise at wholesale or retail other than gas and electric current to consumers of their services, even though such goods, wares, or merchandise may be designed, fabricated for, and capable of being used in the consumption of gas or electric current furnished by such corporations, etc."

Referred to Committee on Municipal and Private Corporations.

By Mr. Ramsey:

H. B. No. 185, A bill to be entitled "An Act providing for the open season on squirrels in San Augustine and Sabine Counties; providing a penalty; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Ramsey:

H. B. No. 186, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring, or killing of any wild deer, buck, doe, or fawn within the limits of the Counties of San Augustine and Sabine, State of Texas, for a period of five (5) years from and after the passage of this Act; providing a penalty therefor; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Wells and Mrs. Hughes:

H. B. No. 187, A bill to be entitled "An Act amending Articles 776, 777, 778, and 779, Title 9, Chapter 3, of the Code of Criminal Procedure of Texas, 1925, repealing all laws in conflict; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Hodges:

H. B. No. 188, A bill to be entitled "An Act to repeal House Bill No. 32, Acts, First Called Session, Forty-second Legislature, which provides a

special quail season for Falls and Johnson Counties; and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Walker, Mr. Wagstaff, Mr. Butler, and Mrs. Hughes:

H. B. No. 189, A bill to be entitled "An Act amending Article 693, Title 8, Chapter 6, of the Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker and Mr. Bourne:

H. B. No. 190, A bill to be entitled "An Act amending Article 659, Title 8, Chapter 5, Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mrs. Hughes and Mr. Walker:

H. B. No. 191, A bill to be entitled "An Act amending Article 650 and repealing Article 651, Title 8, Chapter 5, and repealing Article 711, Title 8, Chapter 7, of the Code of Criminal Procedure of Texas, 1925, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker and Mrs. Hughes:

H. B. No. 192, A bill to be entitled "An Act amending Article 702, Title 8, Chapter 6, of the Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker, Mr. Bourne, Mr. Wagstaff, and Mrs. Hughes:

H. B. No. 193, A bill to be entitled "An Act amending Article 677, Title 8, Chapter 5, of the Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker, Mr. Bourne, and Mr. Wagstaff:

H. B. No. 194, A bill to be entitled "An Act amending Article 666, Title

8, Chapter 5, Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker, Mr. Wagstaff, and Mrs. Hughes:

H. B. No. 195, A bill to be entitled "An Act amending Article 714, Title 8, Chapter 7, of the Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker:

H. B. No. 196, A bill to be entitled "An Act amending Article 658, Title 8, Chapter 5, Code of Criminal Procedure of Texas, 1925, as amended by Section 5, Chapter 43, Acts of the Regular Session, Forty-second Legislature; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker, Mr. Bourne, and Mrs. Hughes:

H. B. No. 197, A bill to be entitled "An Act amending Article 23, Title 1, Chapter 1, of the Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker and Mrs. Hughes:

H. B. No. 198, A bill to be entitled "An Act amending Articles 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 638, and 639, and repealing Articles 637, 640, and 641, Title 8, Chapter 4; repealing Articles 587 to 601, inclusive, Title 8, Chapter 2; repealing Articles 602 to 625, inclusive, Title 8, Chapter 3, of the Code of Criminal Procedure of Texas, 1925, together with all other laws and parts of laws in conflict therewith, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker and Mrs. Hughes:

H. B. No. 199, A bill to be entitled "An Act amending Article 710, Title 8, Chapter 7, of the Code of Criminal

Procedure of Texas, 1925; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Walker and Mr. Bourne:

H. B. No. 200, A bill to be entitled "An Act amending Article 660 and Article 661, Title 8, Chapter 5, Code of Criminal Procedure of Texas, 1925; repealing all laws in conflict; and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Rogers of Ochiltree, Mr. Stanfield, and Mr. Puryear:

H. B. No. 201, A bill to be entitled "An Act amending Article 6008, of the Revised Civil Statutes of 1925, as amended by Section 2, Chapter 26, of the Acts of the Forty-second Legislature, First Called Session, prohibiting the waste of gas by escape, and requiring the confinement thereof under the terms and conditions of said Article; providing for the utilization of gas containing hydrogen sulphide, or other foreign substance, for purposes other than light or fuel, to the extent of 25 per cent of the open flow of the wells producing such gas, etc."

Referred to Committee on Oil, Gas, and Mining.

By Mr. Jefferson:

H. B. No. 202, A bill to be entitled "An Act to empower and require the commissioners courts of the various counties to require bonds of county and district officials who are required by law to receive funds to be held in trust as a part of their official duties, and fixing the amount of and the conditions of said bonds, and providing for the removal of officers who fail to give said bond, and repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Morse:

H. B. No. 203, A bill to be entitled "An Act to amend Section 7084, of the Revised Civil Statutes of 1925, as amended by Chapter 265 of the General Laws of the Regular Session of the Forty-second Legislature, so as to provide that the franchise tax mentioned therein shall not apply to any

bonds and notes of any corporation, which are secured by a lien upon real estate of the State of Texas, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Shannon and Mr. Duvall:

H. B. No. 204, A bill to be entitled "An Act regulating and imposing duties and restrictions on telephone utilities; providing for the regulation of rates to be charged by public utilities engaged in the business of furnishing either local or long distance telephone service; conferring certain original and appellate jurisdiction on the Railroad Commission of Texas; providing for an appeal from the order of a town, city, or municipality, or the failure to act on the part of the governing body of such municipal corporation in regard to rates charged by said public utilities for the services rendered; and providing for the repeal of all laws and parts of laws in conflict with this Act, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Jefferson, Mr. Barrett, Mr. Hankamer, and Mrs. Hughes:

H. B. No. 205, A bill to be entitled "An Act permitting obligors on or for indebtedness representing unpaid purchase money for real estate to discharge such indebtedness by conveying such real estate to the holder or holders of such indebtedness in substantially as good state of improvement as such property was in when such indebtedness was created, making due allowance for ordinary wear and tear, etc."

Referred to Committee on Judiciary.

By Mr. Merritt:

H. B. No. 206, A bill to be entitled "An Act to make it a felony and provide punishment for the stealing of lint or seed cotton from any wagon, truck, or other vehicle, or from any gin or house, or from cotton pens or piles after the same is gathered and located in any field, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Thomas:

H. B. No. 207, A bill to be entitled "An Act to amend Section 4, of Chapter 22, of the General Laws of the

Thirty-ninth Legislature, Regular Session, 1925, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Tillery:

H. B. No. 208, A bill to be entitled "An Act amending Article 924, Penal Code, 1925, making it unlawful to use certain explosives or other things harmful to fish in any of the waters of this State; prohibiting the possession of explosives within three hundred yards of any lake or stream of this State; providing that permits may be issued for the use of explosives for construction or exploration purposes; providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Renfro:

H. B. No. 209, A bill to be entitled "An Act to amend Chapter 45, House Bill No. 1002, enacted in the Regular Session of the Forty-second Legislature, which Act became effective April 9, 1931, to provide for the preparation of briefs in the Courts of Civil Appeals and in the Supreme Court, setting forth the basic elements to be embraced in such briefs, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Engelhard and Mr. Stinson:

H. B. No. 210, A bill to be entitled "An Act amending Article 2270, Chapter 12, of Title 42, of the 1925 Revised Civil Statutes of Texas, relating to the giving of supersedeas bonds and providing that in lieu thereof, the court may permit deposits of money from time to time with the registry of the court, sufficient to discharge such judgment, interest, and costs; repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Good:

H. B. No. 211, A bill to be entitled "An Act amending Chapter 91, Acts First Called Session, Fortieth Legislature, as amended by Chapter 77, Acts First Called Session, Forty-first Legislature, as amended by Chapter 164, Acts Regular Session, Forty-second Legislature, and declaring an emergency."

Referred to Committee on Education.

By Mr. Scott, Mr. Jones of Runnels, and Mr. Lindsey:

H. B. No. 212, A bill to be entitled "An Act providing that no deficiency judgment shall be rendered against the debtor in any suit for foreclosure or collection by any court of this State, and providing for the extinguishment of all indebtedness evidenced by said note or other instrument foreclosed upon or for which a foreclosure judgment has been rendered, and repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Holloway, Mr. Laird, Mr. Dunagan, Mr. Latham, and Mr. Russell:

H. B. No. 213, A bill to be entitled "An Act providing that the administrative control of the State of Texas over all matters pertaining to the production, transportation by pipe line and storage of crude oil petroleum, and the production, transportation and regulation of rates and charges for distributing, buying, selling, and delivering natural gas be vested in the Natural Resource Commission of the State of Texas; creating said Natural Resource Commission of the State of Texas to consist of three persons, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Parkhouse:

H. B. No. 214, A bill to be entitled "An Act to provide for the raising of additional revenue by levying and providing for payment and collection of taxes upon persons engaged (within this State) in certain business and providing for ascertainment, assessment, and collection of the amount of such tax to be paid to the State of Texas at times and in the manner provided in the Act, and requiring such taxed persons to make and file reports of gross receipts of their business, etc., all with certain exceptions provided, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Morrison, Mr. Hicks, and Mr. Devall:

H. B. No. 215, A bill to be entitled "An Act amending Article 3832, Title

57, 1925, Revised Civil Statutes of the State of Texas, adding thereto other forms and kinds of personal property that shall be reserved to every family, exempt from attachment or execution, and every other species of forced sale for the payment of debts."

Referred to Committee on Judiciary.

By Mr. Camp, Mr. Barrett, and Mr. James:

H. B. No. 216, A bill to be entitled "An Act amending Section 1, of Chapter 273, Acts of the Regular Session of the Fortieth Legislature, so as to decrease the salary of the judges of the Supreme Court and the judges of the Commission of Appeals and of the Commission in Aid of the Court of Criminal Appeals, and the judges of the Courts of Civil Appeals, and of the district judges of this State, and repealing all laws and parts of laws in conflict herewith."

Referred to Committee on Judiciary.

By Mr. McKee, Mr. Davidson, Mr. Metcalfe, Mr. Hunt, Mr. Griffith, Mr. Hartzog, Mr. Russell, Mr. Cathey, Mr. Scott, Mr. Rollins, Mr. Barrett, Mr. Merritt, Mr. Caven, Mr. Johnson of Anderson, Mr. Hicks, Mr. Beck, Mr. Laird, Mr. Holecamp, Mr. Cowley, Mr. Thomas, Mr. Alexander, Mr. Holland, Mr. Pavlica, Mr. Latham, Mr. Townsend, Mr. Wells, Mr. Morrison, Mr. Wood, Mr. Harris, Mr. Canon, and Mr. Fain:

H. B. No. 217, A bill to be entitled "An Act providing that persons holding liens, mortgages, etc., be deemed co-owners with purchasers and requiring recording of instruments in the county where the property is situated; providing for penalty, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Jones of Atascosa, Mr. Wagstaff, Mr. Moffett, Mr. Duvall, Mr. Hankamer, Mr. Clayton, Mr. Johnson of Dimmit, Mr. Pope, Mr. Jackson, Mr. Haag, Mr. Ford, Mr. Townsend, and Mr. Chastain:

H. B. No. 218, A bill to be entitled "An Act requiring the Land Commissioner to ascertain and determine the amount of bonus and rental money due the State, and by whom due, under the operation, terms, and conditions of Chapter 81, printed Acts of the Second Called Session, of the Thirty-sixth Legislature and the

amendment thereof, by the First Called Session, of the Thirty-seventh Legislature, which Acts are generally referred to as the Relinquishment Act, authorizing the Land Commissioner to settle and compromise such debts with the debtors, on the basis of actual amounts found due less all just and lawful credits; etc., and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Alexander:

H. B. No. 219, A bill to be entitled "An Act repealing Chapter 73, of the General and Special Laws of Texas, as passed by the Regular Session of the Forty-first Legislature, 1929, the same being House Bill No. 523, which provides for a road tax against male persons of certain ages in Childress County, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Jones of Atascosa, Mr. Hankamer, Mr. Townsend, Mr. Clayton, Mr. Haag, Mr. Wagstaff, and Mr. Chastain:

H. B. No. 220, A bill to be entitled "An Act providing that the owner of the surface or soil estate in land sold by the State with the mineral reservation, may purchase the State's mineral estate in said land, defining terms 'mineral estate,' 'owner,' 'soil or surface estate,' 'free royalty'; at a price of 10 per cent of the price for which the soil or surface estate was sold plus a free royalty to the State in an amount to which the State may be entitled to receive under any existing mineral lease at the time the mineral estate is sold, and when such lease, if any, terminates, that the State shall thereafter be entitled to receive, or if there is no existing mineral lease at time the mineral estate is sold, the State shall thereafter receive a free royalty of one-sixteenth of all minerals mined or produced from such mineral estate as a part of the consideration for which the mineral estate is sold; etc., and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Kayton:

H. B. No. 221, A bill to be entitled "An Act to amend Senate Bill No. 31, Chapter 42, General Laws, of the

Regular Session, of the Forty-second Legislature; and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Wells, Mr. Mitcham, and Mr. Johnson of Anderson.

H. B. No. 222, A bill to be entitled "An Act creating a closed season upon wild deer, buck, doe, fawn, or wild turkey for a period of five (5) years in the counties of Navarro and Henderson and Anderson, in the State of Texas, making it unlawful for any person to hunt, trap, insnare, kill, or attempt to kill by any means whatsoever, any wild deer, buck, doe, fawn, or wild turkey within said counties, for a period of five (5) years; providing a penalty therefor, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Adamson:

H. B. No. 223, A bill to be entitled "An Act amending Article 7675-a-5, of the Acts of 1929, Forty-first Legislature, Chapter 88, page 172, Second Called Session, regulating the license fee of registration of motorcycles and passenger cars."

Referred to Committee on Highways and Motor Traffic.

HOUSE JOINT RESOLUTION ON FIRST READING

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Chastain and Mr. Canon:

H. J. R. No. 11, Proposing an amendment to Section 1-a, of Article VIII, of the Constitution of the State of Texas, exempting three thousand dollars (\$3,000) of the assessed taxable value of all residence homesteads, as now defined by law, from all State, city, town, district, and other political subdivision purposes; providing that the exemption shall not apply to State taxes within counties, districts, or other political subdivisions of the State now receiving any remission of such State taxes until the expiration of the period of remission; etc.

Referred to Committee on Constitutional Amendments.

BILLS ORDERED NOT PRINTED

On motion of Mr. Anderson of Bexar, House Bill No. 17 was ordered not printed.

On motion of Mr. Tennyson, House Bill No. 80 was ordered not printed.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

S. B. No. 1, "An Act providing for the ordering of special elections to fill public offices and for fixing the time for the holding thereof; providing that special elections shall be ordered to fill vacancies in certain public offices; providing that special elections be ordered to elect a person to fill the unexpired term and a person to fill the succeeding term in certain offices where the incumbent is re-elected and thereafter dies, resigns, or where for any other reason a vacancy occurs in the unexpired term, and no person is legally entitled to fill the term to which the former officer was elected to succeed himself, etc., and declaring an emergency."

RELATIVE TO THE PREPARATION OF THE APPROPRIATION BILLS

Mr. McGregor offered the following resolution:

Whereas, Section 6, of Article VIII, of the Texas Constitution reads in part, as follows:

"No money shall be drawn from the Treasury but in pursuance of specific appropriations made by law;" and

Whereas, The word "specific" as used in said Section has an economic significance and legal and definite meaning; and

Whereas, Such economic significance and legal and definite meaning of said word "specific" has been consistently ignored and regularly disregarded from time to time by the Legislature of the State of Texas; and

Whereas, By reason of so ignoring such significance and so disregarding such meaning by making blanket appropriations which are in no sense specific, great waste, extravagance, and peculation has taken place in, to, and from the funds of this State; and

Whereas, In Section 6, of Article XVI, of the Constitution of the State of Texas, it is solemnly provided that "a regular statement under oath and an account of the receipts and expenditures of all public money shall be published annually in such manner as shall be prescribed by law"; and

Whereas, This provision of our Constitution has been evaded and its beneficial purpose thwarted by a failure to publish such itemized statement in such form and way as to enable the people of Texas to know for what their money has been spent; and

Whereas, The total failure on the part of the Legislature to see that these two provisions of the Constitution have been properly observed, has created a riot of waste and a saturnalia of extravagance in all branches of the Government; and,

Whereas, A proper and strict observance of these provisions of the Constitution would bring about a beneficial economy in the people's Government and greatly reduce the expenses of the Government; therefore, be it

Resolved, That it is the sense of this House:

1. That the Appropriation Committee, in comparing and compiling its bills, shall keep in mind at all times, and have due regard for the provision of Section 6, of Article VIII, of the Constitution of Texas, and shall require that each and every item in any appropriation bill shall be specific as required by law to the extent that it will give to this House detailed information of the purpose for which such item is intended and of the use to which it is to be put.

2. That said Appropriation Committee shall call upon the heads of the departments to furnish such Committee a regular statement under oath and an account of the receipts and expenditures of all public money received and expended by such department, or such information as said Committee deems advisable, such as extra help, traveling expenses accounts, or any other item which, in the wisdom of said Committee, it is best to investigate.

The heads of all departments are hereby authorized and directed to furnish any information demanded of such department by said Committee and upon its failure to do so, said

Committee shall report such fact to this House to be dealt with by the House in such manner as this House may deem proper. Said Committee on Appropriations is hereby given and shall have the right to request the State Auditor's Department to furnish said Committee at all times the services of an experienced accountant and auditor, and said State Auditor is hereby directed to furnish such accountant and auditor to said Committee when so requested by them and said auditor when so furnished, shall operate under and be subject to the control of the Committee. Should any officer of this State interfere with the operations of said Committee or refuse to comply with this resolution in any way, said Committee shall report such fact to this House to be dealt with by the House in such manner as it may deem proper.

McGREGOR,
DUNAGAN,
FORD.

The resolution was read second time.

Mr. Walker raised a point of order on further consideration of the resolution at this time, on the ground that the time for the consideration of resolutions has expired.

The Speaker sustained the point of order.

On motion of Mrs. Hughes, the time for the consideration of resolutions was extended.

Mr. Patterson moved the previous question on the adoption of the resolution, and the main question was ordered.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—127

Adamson.	Butler.
Aikin.	Camp.
Alexander.	Canon.
Alsup.	Cathey.
Anderson	Caven.
of Bexar.	Chastain.
Anderson	Clayton.
of Johnson.	Colson.
Baker.	Cowley.
Beck.	Crossley.
Bedford.	Davidson.
Bourne.	Devall.
Burns.	Dunagan.

Dwyer.	Metcalfe.
Engelhard.	Mitcham.
Fain.	Moffett.
Few.	Moore.
Fisher.	Morrison.
Ford.	Morse.
Glass.	Munson.
Golson.	Nicholson.
Good.	Palmer.
Goodman.	Parkhouse.
Graves.	Patterson.
Greathouse.	Pavlica.
Griffith.	Pope.
Haag.	Puryear.
Hankamer.	Ramsey.
Harris.	Ratliff.
Harrison.	Ray.
Hartzog.	Reader.
Head.	Reed of Bowie.
Hester.	Reed of Dallas.
Hicks.	Renfro.
Hill of Brazoria.	Riddle.
Hill of Webb.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Rogers
Holland.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Ross.
Hughes.	Russell.
James.	Savage.
Jefferson.	Scarborough.
Johnson	Shannon.
of Anderson.	Shults.
Johnson	Smith.
of Dimmit.	Stanfield.
Jones of Runnels.	Steward.
Jones of Shelby.	Stinson.
Kayton.	Stovall.
Kyle of Hays.	Tarwater.
Laird.	Tennyson.
Latham.	Thomas.
Lemens.	Tillery.
Leonard.	Townsend.
Lindsey.	Turlington.
Long.	Van Zandt.
Magee.	Vaughan.
Mackay.	Wagstaff.
Mathis.	Walker.
McClain.	Weinert.
McCullough.	Wells.
McDougald.	Winningham.
McGregor.	Wood.
McKee.	Young.
Merritt.	

Nays—1

Barrett.

Absent

Barron.	Fuchs.
Bradley.	Harman.
Calvert.	Holloway.
Coombes.	Jones of Atascosa.
Daniel.	Kyle of Palo Pinto.
Dean.	Lotief.
Dunlap.	Scott.
Duvall.	Sullivan.

Absent—Excused

Hunt.
Hyder.Jackson.
West.RELATIVE TO THE PASSAGE OF
THE APPROPRIATION BILLS

Mr. Ratliff offered the following resolution:

Whereas, The revenues of the State of Texas have fallen off tremendously during the past two years, while the expenditures remain almost as high as ever; and

Whereas, The adoption of the constitutional amendment exempting homesteads from State taxes to the extent of \$3,000 of the assessed valuation will further reduce the State's income approximately five million dollars; and

Whereas, These conditions call for a far-reaching reduction in the expenditure of public money in order that the budget of the State may be balanced; and

Whereas, All individuals, private enterprises, and industries have likewise suffered a tremendous reduction in income, and are now laboring under a great burden of taxation, and are unable to bear an increase in taxes at this time; and

Whereas, It is imperative that this Legislature be fully advised as to the amount of money necessary to economically and efficiently operate the Government for the next biennium before any increase in taxes is made; therefore, be it

Resolved, That it is the sense of the House of Representatives that the appropriation bills be fully considered and passed as early as possible, in this Session, to the end that the necessary expenditures for the next biennium be determined, before any revenue-bearing measures are considered by this Legislature.

RATLIFF,
FAIN,
MUNSON.

The resolution was read second time, and was adopted.

RELATIVE TO ORDER OF PRO-
CEDURE IN THE HOUSE

On motion of Mr. Pope, by unanimous consent of the House, House Concurrent Resolution No. 9, relative to the order of procedure in the House and Senate, which was postponed un-

til 10 o'clock a. m., today, was set as a special order for 2 o'clock p. m., today, and the Temporary Rules, heretofore adopted, were ordered continued in effect until that time.

HOUSE BILL NO. 68 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 68, A bill to be entitled "An Act repealing Chapter 81, Senate Bill No. 11, as enacted by the Fifth Called Session, of the Forty-first Legislature, as shown on page 246, et seq., of the Session Acts, which created the One Hundred and Fourteenth District Court; and declaring an emergency."

The bill was read second time.

Mr. Rogers of Ochiltree offered the following committee amendments to the bill:

(1)

Amend House Bill No. 68, by adding a new section after Section No. 1, to be known as Section No. 2, and re-number other section accordingly; said Section 2, so added, to read as follows:

"Sec. 2. All processes, all writs and bonds, civil and criminal, issued prior to and or executed subsequent to the taking effect of this Act and returnable to the terms of said One Hundred and Fourteenth Judicial District Court, as fixed by the law herein repealed, are hereby made returnable, respectively, to the Thirty-first and Eighty-fourth Judicial District Courts as the terms of said Thirty-first and Eighty-fourth Judicial District Courts are now respectively fixed by law; that is to say, in the counties of the One Hundred and Fourteenth Judicial District that are situated in the Thirty-first Judicial District, as now defined by law, they are hereby made returnable to the said Thirty-first Judicial District Court, and in the counties of the One Hundred and Fourteenth Judicial District that are situated in the Eighty-fourth Judicial District, as now defined by law, they are hereby made returnable to the said Eighty-fourth Judicial District Court; and all bonds executed and recognizances entered into in the One Hundred and Fourteenth Judicial District Court shall bind the parties for

their appearances or to fulfill the obligations of such bonds and recognizances at the terms of said Thirty-first Judicial District Court and said Eighty-fourth Judicial District Court, respectively, as above recited, as they are now respectively fixed by law, and all process of any kind heretofore issued and returned or issued prior to the taking effect of this Act and returned before or after the taking effect of this Act, as well as all bonds and recognizances heretofore or hereafter taken or entered into in the One Hundred and Fourteenth Judicial District Court prior to the effective date of this Act, shall all likewise be as valid and as binding in the said Thirty-first Judicial District Court and the Eighty-fourth Judicial District Court, respectively, as aforesaid, the same as if the One Hundred and Fourteenth Judicial District Court Act had not been repealed; and all causes filed, entered and/or docketed in said One Hundred and Fourteenth Judicial District Court that are not finally adjudicated upon the effective date of this Act shall automatically, as a matter of law, become under the respective jurisdictions of the Thirty-first and Eighty-fourth Judicial District Courts, respectively, just the same as if such cause or matter had been originally brought and pending in the jurisdictional one of said Thirty-first or Eighty-fourth Judicial District Courts, and the officers of said Thirty-first and Eighty-fourth Judicial District Courts, respectively, are hereby especially authorized, empowered, and directed to perform the same duties in such causes and matters as if they had been originally brought therein; it being again especially stipulated for clarity that what is meant and intended by this section is that on all matters unfinished, appertaining to the One Hundred and Fourteenth Judicial District Court in counties situated in the Thirty-first Judicial District shall, on the effective date of this Act, appertain to and become operative in the Thirty-first Judicial District Court, at its terms and in its jurisdiction as now defined by law, just the same as if such matters had originated therein; and that on all matters unfinished, appertaining to the One Hundred and Fourteenth Judicial District Court, in counties of the Eighty-fourth Judicial District, shall, on the effective date of this

Act, appertain to and become operative in the Eighty-fourth Judicial District Court, at its terms and in its jurisdiction as now defined by law, just the same as if such matters had originated therein."

(2)

Amend the caption to House Bill No. 68, by adding after the word "Court" the following:

"Validating and continuing all causes, processes, writs, bonds, and recognizances, and making them pending, answerable, and returnable, and valid in the Thirty-first and Eighty-Fourth Judicial District Courts, respectively."

The amendments were severally adopted.

House Bill No. 68 was then passed to engrossment.

HOUSE BILL NO. 68 ON THIRD READING

Mr. Rogers of Ochiltree moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 68 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—128

Adamson.	Engelhard.
Aikin.	Fain.
Alexander.	Few.
Alsup.	Fisher.
Anderson	Ford.
of Bexar.	Fuchs.
Anderson	Glass.
of Johnson.	Golson.
Baker.	Good.
Barrett.	Goodman.
Beck.	Graves.
Bourne.	Greathouse.
Bradley.	Haag.
Butler.	Hankamer.
Calvert.	Harris.
Camp.	Harrison.
Canon.	Hartzog.
Cathey.	Head.
Chastain.	Hester.
Clayton.	Hicks.
Cowley.	Hill of Brazoria.
Crossley.	Hill of Webb.
Daniel.	Hodges.
Davidson.	Holekamp.
Dean.	Holland.
Devall.	Holloway.
Dunagan.	Hoskins.
Dwyer.	Huddleston.

Nays—1

Puryear.

Absent

Barron.	Harman.
Burns.	Holland.
Coombes.	McGregor.
Dunlap.	Mitcham.
Duvall.	Riddle.
Griffith.	Weinert.

Absent—Excused

Colson.	Jackson.
Hunt.	West.
Hyder.	

RECESS

On motion of Mr. Van Zandt, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

RELATIVE TO ORDER OF PROCEDURE IN THE HOUSE

The Speaker laid before the House, as postponed business at this time, the following resolution by Mr. Pope:

Whereas, At the general election on November 4, 1930, Section 5 of Article III of the Constitution of Texas was amended so as to hereafter read as follows, to wit:

"The Legislature shall meet every two years at such time as may be provided by law and at other times when convened by the Governor. When convened in Regular Session, the first thirty days thereof shall be devoted to the introduction of bills and resolutions, acting upon emergency appropriations, passing upon the confirmation of the recess appointees of the Governor, and such emergency matters as may be submitted by the Governor in special messages to the Legislature; provided that during the succeeding thirty days of the Regular Session of the Legislature, the various committees of each House shall hold hearings to consider all bills and resolutions and other matters then pending; and such emergency matters as may be submitted by the Governor; provided further, that during the following sixty days the Legislature shall act upon such bills and resolutions as

may be then pending and upon such emergency matters as may be submitted by the Governor in special messages to the Legislature; provided, however, either House may otherwise determine its order of business by an affirmative vote of four fifths of its Membership."

Whereas, Under said amendment it is specifically provided that either House may otherwise determine its order of business by an affirmative vote of four-fifths of its Membership; therefore, be it

Resolved by the House of Representatives, by an affirmative vote of four-fifths of its Members, That the order of business is hereby determined to be otherwise, and except as herein expressly provided, the Rules as printed in the Manual of the Forty-second Legislature, with the amendments thereto shown in the Journal, shall govern the procedure in the House and may be amended as therein provided.

Add at end of Section 4, House Rule XIX:

"During the first forty-five days of the Regular Session, unless otherwise directed by majority vote of the House, twenty-four (24) hours may elapse between the time of introduction and the time of the first reading and reference to the proper committee."

Add at end of Section 2, House Rule XVII:

"Concurrent resolutions which permit the bringing of suits against the State of Texas, or any department thereof, shall be referred to the proper committee, upon introduction, the same a bills";

The resolution having been read second time on last Friday and postponed until today.

Mrs. Hughes offered the following amendment to the resolution:

Amend the committee report on House Rules by striking out the following words of Section 5 of Rule XIX, viz.:

"Bills and resolutions introduced during the first sixty days may be considered by the committees and in the House and disposed of at any time during the Session; provided, however, no bill or joint resolution shall be introduced in the House after the first sixty days of a Reg-

ular Session of the Legislature except by consent of a two-thirds vote of the House; and, if so ordered by a two-thirds vote, such a bill or joint resolution shall then be referred to a committee for consideration, the same as other bills and joint resolutions. It is further provided, that after the first sixty days, when a Member desires to introduce a bill or joint resolution, he shall be allowed five minutes in which to explain the purposes of his bill, the vote then being taken without further debate."

And insert in lieu thereof the following:

"Bills and resolutions introduced during the first forty-five days of the Regular Session may be considered by the committees and in the House and disposed of at any time during the Session; provided, however, that after the first forty-five days of a Regular Session, no bill shall be introduced in the House except local bills, emergency appropriations, and all emergency matters submitted by the Governor in special messages to the Legislature, unless otherwise directed by an affirmative record vote of two-thirds of its Membership."

(Mr. Ford in the Chair.)

Mr. Johnson of Dimmit offered the following substitute for the amendment by Mrs. Hughes and Mr. Wagstaff:

Amend the committee report on House Rules by striking out the following words of Section 5 of Rule XIX, viz.:

"Bills and resolutions introduced during the first sixty days may be considered by the committees and in the House and disposed of at any time during the Session; provided, however, no bill or joint resolution shall be introduced in the House after the first sixty days of a Regular Session of the Legislature except by consent of a two-thirds vote of the House; and, if so ordered by a two-thirds vote, such a bill or joint resolution shall then be referred to a committee for consideration, the same as other bills and joint resolutions. It is further provided, that after the first sixty days, when a Member desires to introduce a bill or joint resolution, he shall be allowed five minutes in which to explain the purposes

of his bill, the vote then being taken without further debate."

And insert in lieu thereof the following:

"Bills and resolutions introduced during the first forty-five days of the Regular Session may be considered by the committees and in the House and disposed of at any time during the Session; provided, however, that after the first forty-five days of a Regular Session, no bill shall be introduced in the House except local bills, emergency appropriations, and all emergency matters submitted by the Governor in special messages to the Legislature, unless otherwise directed by an affirmative record vote of four-fifths of its Membership."

Signed—Alexander, Harris, Russell, Cathey, Hunt, Van Zandt, Rollins, Sullivant, Graves, Townsend, Ratliff, Turlington, Cowley, Johnson of Dimmit, Shults, Roberts, Crossley, Metcalfe, Dean, Ford, Head, Riddle, Jones of Shelby, Kyle of Hays, Haag, Scott.

Mr. Moffett, by unanimous consent of the House, offered the following amendment to the amendment by Mrs. Hughes:

Amend Hughes and Wagstaff amendment, by striking out the words "of its Membership" at the end, and add the following: "of those present and voting."

The amendment was adopted.

Mr. Moffett, by unanimous consent, offered the following amendment to the substitute amendment by Mr. Johnson of Dimmit:

Amend substitute amendment by Johnson of Dimmit, by striking out the words "of its Membership" at the end, and add the following: "of those present and voting."

The amendment was adopted.

Mr. Pope moved to table the substitute amendment by Mr. Johnson of Dimmit.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—58

Adamson.	Baker.
Alexander.	Barrett.
Anderson	Burns.
of Bexar.	Chastain.

Crossley.	McClain.
Daniel.	McGregor.
Dunlap.	Merritt.
Dunagan.	Mitcham.
Duvall.	Moffett.
Dwyer.	Moore.
Engelhard.	Morrison.
Fisher.	Morse.
Glass.	Patterson.
Goodman.	Pavlica.
Harman.	Ramsey.
Hartzog.	Reader.
Hill of Brazoria.	Reed of Bowie.
Hodges.	Renfro.
Holland.	Rogers of Hunt.
Holloway.	Rogers
Huddleston.	of Ochiltree.
James.	Russell.
Jefferson.	Shannon.
Johnson	Stanfield.
of Anderson.	Stovall.
Laird.	Tennyson.
Latham.	Tillery.
Long.	Vaughan.
Lotief.	Walker.
Mackay.	Weinert.
Mathis.	Young.

Nays—71

Aikin.	Jones of Runnels.
Alsup.	Kyle of Hays.
Anderson	Lemens.
of Johnson.	Lindsey.
Barron.	Magee.
Beck.	McCullough.
Bedford.	McDougald.
Bourne.	McKee.
Bradley.	Metcalf.
Butler.	Munson.
Calvert.	Nicholson.
Camp.	Palmer.
Canon.	Parkhouse.
Cathey.	Purvey.
Caven.	Ratliff.
Clayton.	Ray.
Coombes.	Reed of Dallas.
Cowley.	Riddle.
Davidson.	Roberts.
Dean.	Rollins.
Devall.	Ross.
Fain.	Savage.
Few.	Scarborough.
Fuchs.	Shults.
Golson.	Steward.
Good.	Stinson.
Graves.	Sullivant.
Greathouse.	Tarwater.
Griffith.	Thomas.
Haag.	Townsend.
Hankamer.	Turlington.
Head.	Van Zandt.
Hill of Webb.	Wagstaff.
Hughes.	Wells.
Johnson	Winningham.
of Dimmit.	Wood.
Jones of Atascosa.	

Absent

Ford.	Jones of Shelby.
Harris.	Kayton.
Harrison.	Kyle of Palo Pinto.
Hester.	Leonard.
Hicks.	Pope.
Holekamp.	Scott.
Hoskins.	Smith.

Absent—Excused

Colson.	Jackson.
Hunt.	West.
Hyder.	

Question then recurring on the substitute amendment by Mr. Johnson of Dimmit, it was adopted by the following vote:

Yeas—79

Aikin.	Magee.
Alsup.	Mackay.
Anderson	Mathis.
of Johnson.	McClain.
Barron.	McCullough.
Beck.	McDougald.
Bedford.	McGregor.
Bourne.	McKee.
Bradley.	Merritt.
Calvert.	Metcalf.
Camp.	Mitcham.
Canon.	Munson.
Cathey.	Nicholson.
Caven.	Palmer.
Clayton.	Parkhouse.
Cowley.	Purvey.
Davidson.	Ratliff.
Dean.	Ray.
Devall.	Reed of Dallas.
Fain.	Roberts.
Few.	Rollins.
Fuchs.	Ross.
Golson.	Savage.
Graves.	Scott.
Greathouse.	Shults.
Griffith.	Smith.
Haag.	Stanfield.
Hankamer.	Steward.
Hartzog.	Stinson.
Head.	Sullivant.
Hill of Webb.	Tarwater.
Hodges.	Thomas.
Hughes.	Townsend.
Johnson	Turlington.
of Dimmit.	Wagstaff.
Jones of Atascosa.	Walker.
Jones of Runnels.	Weinert.
Kyle of Hays.	Wells.
Lemens.	Winningham.
Lindsey.	Wood.

Nays—50

Alexander.	Baker.
Anderson	Barrett.
of Bexar.	Burns.

Butler.	Long.
Chastain.	Lotief.
Daniel.	Moffett.
Dunagan.	Moore.
Duvall.	Morrison.
Dwyer.	Morse.
Engelhard.	Patterson.
Fisher.	Pavlica.
Glass.	Ramsey.
Good.	Reader.
Goodman.	Reed of Bowie.
Harman.	Renfro.
Harris.	Riddle.
Hill of Brazoria.	Rogers of Hunt.
Holland.	Rogers
Holloway.	of Ochiltree.
Huddleston.	Russell.
James.	Shannon.
Jefferson.	Stovall.
Johnson	Tennyson.
of Anderson.	Tillery.
Laird.	Van Zandt.
Latham.	Vaughan.
Leonard.	Young.

Present—Not Voting

Adamson.

Absent

Coombes.	Holekamp.
Crossley.	Hoskins.
Dunlap.	Jones of Shelby.
Ford.	Kayton.
Harrison.	Kyle of Palo Pinto.
Hester.	Pope.
Hicks.	Scarborough.

Absent—Excused

Colson.	Jackson.
Hunt.	West.
Hyder.	

Mr. Johnson of Dimmit moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

The amendment, as substituted, was then adopted by the following vote:

Yeas—83

Aikin.	Canon.
Alexander.	Cathey.
Alsup.	Caven.
Anderson	Clayton.
of Johnson.	Cowley.
Barrett.	Crossley.
Barron.	Dean.
Beck.	Devall.
Bedford.	Duvall.
Bourne.	Engelhard.
Bradley.	Fain.
Butler.	Few.
Calvert.	Fuchs.
Camp.	Golson.

Graves.	Munson.
Greathouse.	Nicholson.
Griffith.	Palmer.
Haag.	Parkhouse.
Hankamer.	Purveyer.
Harris.	Ratliff.
Hartzog.	Ray.
Head.	Reed of Dallas.
Hill of Webb.	Roberts.
Hodges.	Ross.
Holloway.	Russell.
Hughes.	Savage.
Johnson	Scarborough.
of Dimmit.	Shults.
Jones of Atascosa.	Smith.
Jones of Runnels.	Steward.
Kyle of Hays.	Stinson.
Lemens.	Sullivant.
Lindsey.	Tarwater.
Magee.	Tennyson.
Mackay.	Thomas.
Mathis.	Townsend.
McCullough.	Van Zandt.
McDougald.	Wagstaff.
McKee.	Weinert.
Merritt.	Wells.
Metcalf.	Winningham.
Mitcham.	Wood.

Nays—47

Adamson.	McClain.
Anderson	McGregor.
of Bexar.	Moffett.
Baker.	Moore.
Burns.	Morrison.
Chastain.	Morse.
Daniel.	Patterson.
Dunagan.	Pavlica.
Dwyer.	Pope.
Fisher.	Ramsey.
Glass.	Reader.
Good.	Reed of Bowie.
Goodman.	Renfro.
Harman.	Riddle.
Hill of Brazoria.	Rogers of Hunt.
Holland.	Rogers of Ochiltree.
Huddleston.	Rollins.
James.	Scott.
Jefferson.	Shannon.
Johnson	Stanfield.
of Anderson.	Stovall.
Laird.	Tillery.
Latham.	Vaughan.
Leonard.	Walker.
Long.	Young.
Lotief.	

Present—Not Voting

Turlington.

Absent

Coombes.	Hicks.
Davidson.	Holekamp.
Dunlap.	Hoskins.
Ford.	Jones of Shelby.
Harrison.	Kayton.
Hester.	Kyle of Palo Pinto.

Absent—Excused

Colson.
Hunt.
Hyder.

Jackson.
West.

Mr. Patterson offered the following amendment to the resolution:

Amend the resolution, by adding at the end thereof, the following, to wit:

Amend Rule 8, Section 23, of the House Rules, by striking out at the end of the section the following words, to wit: "And matters relating to the regulation, control, and licensing of public and private traffic on all roads and highways," and insert in lieu thereof, the following: "And matters relating to the licensing of private vehicles on all roads and highways."

Amend Rule 8, Section 25, of the House Rules, by inserting at the end of said section, the following, to wit: "And matters relating to the regulation, control, and licensing of all traffic that may now or hereafter be put under the jurisdiction of the Railroad Commission."

Signed—Patterson, McGregor, Stovall, Morse, Harman, Reed of Dallas, Mathis, Wagstaff.

The amendment was adopted.

Mr. Van Zandt offered the following amendment to the resolution:

Amend amendment to Section 2, House Rule XVII, in regard to concurrent resolutions, by adding after the words "or any department thereof," the following: "and concurrent resolutions proposing to appropriate money out of the Contingent Expense Fund of the Legislature."

VAN ZANDT,
SULLIVANT.

The amendment was adopted.

Mr. Greathouse offered the following amendment to the resolution:

Amend committee report on House Rules by striking out the following words of Rule X:

"It shall not be in order for a Member to address himself to a question of privilege between the time that the previous question has been ordered and a vote taken on the last proposition, included under the previous question, nor shall it be in order for a Member to address himself to a ques-

tion of privilege after a motion to table has been offered and before the vote is taken on such motion."

GREATHOUSE,
DANIEL.

(Mr. Duvall in the Chair.)

Mr. Alsup moved the previous question on the pending amendment, and the main question was ordered.

Question recurring on the amendment by Mr. Greathouse, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—40

Barrett.	Hill of Brazoria.
Beck.	Jones of Shelby.
Burns.	Laird.
Butler.	Latham.
Cathey.	Long.
Colson.	Lotief.
Coombes.	Palmer.
Cowley.	Pavlica.
Daniel.	Pope.
Davidson.	Puryear.
Devall.	Reed of Bowie.
Dunagan.	Reed of Dallas.
Engelhard.	Roberts.
Few.	Rogers
Glass.	of Ochiltree.
Good.	Russell.
Goodman.	Scott.
Greathouse.	Shults.
Haag.	Stanfield.
Hartzog.	Stovall.
Hicks.	

Nays—87

Adamson.	Golson.
Aikin.	Graves.
Alsup.	Hankamer.
Anderson	Harman.
of Bexar.	Harris.
Anderson	Harrison.
of Johnson.	Head.
Baker.	Hester.
Bedford.	Hill of Webb.
Bourne.	Hodges.
Bradley.	Holland.
Calvert.	Hoskins.
Camp.	Huddleston.
Canon.	Hughes.
Chastain.	James.
Clayton.	Johnson
Crossley.	of Dimmit.
Dean.	Jones of Atascosa.
Duvall.	Jones of Runnels.
Dwyer.	Kyle of Hays.
Fain.	Kyle of Palo Pinto.
Fisher.	Lemens.
Ford.	Leonard.
Fuchs.	Lindsey.

Magee.	Rollins.
Mackay.	Ross.
Mathis.	Savage.
McClain.	Scarborough.
McCullough.	Smith.
McDougald.	Steward.
McKee.	Stinson.
Merritt.	Sullivan.
Metcalfe.	Tarwater.
Mitcham.	Tennyson.
Moffett.	Tillery.
Moore.	Townsend.
Morrison.	Turlington.
Morse.	Van Zandt.
Munson.	Vaughan.
Nicholson.	Wagstaff.
Parkhouse.	Walker.
Patterson.	Wells.
Ratliff.	Winningham.
Reader.	Wood.
Renfro.	Young.

Absent

Alexander.	Kayton.
Barron.	McGregor.
Caven.	Ramsey.
Dunlap.	Ray.
Griffith.	Riddle.
Holekamp.	Rogers of Hunt.
Holloway.	Shannon.
Jefferson.	Thomas.
Johnson	Weinert.
of Anderson.	

Absent—Excused

Hunt.	Jackson.
Hyder.	West.

Mr. Morse moved to reconsider the vote by which the amendment was lost and to table the motion to reconsider.

The motion to table prevailed.

Mr. Fain offered the following amendment to the resolution:

Amend the Rules of the House, and they are hereby amended, by providing a new Rule at the end of Rule XIX, so as to hereafter read as follows:

"Section 15. For and during the term of the Forty-third Legislature, it shall be mandatory upon the Appropriation Committee of the House, and the presiding officer of said Committee, to report out to the House, and begin consideration of all general appropriation bills for the biennium ending August 31, 1935, thus giving such bills right of way over revenue-raising bills, on or before February 15, 1933."

The amendment was lost.

The resolution, as amended, was then adopted by the following vote:

Yeas—124

Aikin.	Jones of Runnels.
Alexander.	Kyle of Hays.
Alsup.	Kyle of Palo Pinto.
Anderson	Latham.
of Johnson.	Lemens.
Baker.	Lindsey.
Barrett.	Long.
Barron.	Lotief.
Beck.	Magee.
Bedford.	Mackay.
Bourne.	Mathis.
Bradley.	McClain.
Burns.	McCullough.
Calvert.	McDougald.
Camp.	McKee.
Canon.	Merritt.
Cathey.	Metcalfe.
Caven.	Mitcham.
Chastain.	Moffett.
Clayton.	Moore.
Colson.	Morrison.
Coombes.	Morse.
Cowley.	Munson.
Crossley.	Palmer.
Daniel.	Parkhouse.
Dean.	Patterson.
Devall.	Pavlica.
Dunlap.	Pope.
Dunagan.	Purveyar.
Duvall.	Ratliff.
Dwyer.	Ray.
Engelhard.	Reader.
Fain.	Reed of Bowie.
Fisher.	Reed of Dallas.
Ford.	Renfro.
Fuchs.	Riddle.
Glass.	Roberts.
Golson.	Rogers of Hunt.
Good.	Rogers
Goodman.	of Ochiltree.
Graves.	Rollins.
Greathouse.	Ross.
Griffith.	Russell.
Haag.	Savage.
Hankamer.	Scarborough.
Harman.	Scott.
Harris.	Shults.
Harrison.	Smith.
Hartzog.	Stanfield.
Head.	Steward.
Hester.	Stinson.
Hicks.	Stovall.
Hill of Webb.	Sullivan.
Hodges.	Tarwater.
Holland.	Tennyson.
Huddleston.	Tillery.
Hughes.	Townsend.
James.	Turlington.
Jefferson.	Van Zandt.
Johnson	Vaughan.
of Dimmit.	Wagstaff.
Jones of Atascosa.	Walker.

Wells. Wood.
Winningham. Young.

Nays—3

Davidson. Laird.
Hoskins.

Absent

Adamson. Jones of Shelby.
Anderson. Kayton.
of Bexar. Leonard.
Butler. McGregor.
Few. Nicholson.
Hill of Brazoria. Ramsey.
Holekamp. Shannon.
Holloway. Thomas.
Johnson Weinert.
of Anderson.

Absent—Excused

Hunt. Jackson.
Hyder. West.

BILL RE-COMMITTED

(By Uananimous Consent)

On motion of Mr. Smith, House Bill No. 54 was re-committed to the Committee on Labor.

RELATIVE TO THE ORDER OF PROCEDURE BY HOUSE AND SENATE

Mr. Pope offered the following resolution:

H. C. R. No. 9, Relative to the order of procedure.

Whereas, At the general election on November 4, 1930, Section 5 of Article III of the Constitution of Texas, was amended so as to hereafter read as follows, to wit:

"The Legislature shall meet every two years at such time as may be provided by law and at other times when convened by the Governor. When convened in Regular Session, the first thirty days thereof shall be devoted to the introduction of bills and resolutions, acting upon emergency appropriations, passing upon the confirmation of the recess appointees of the Governor and such emergency matters as may be submitted by the Governor in special messages to the Legislature; provided, that during the succeeding thirty days of the Regular Session of the Legislature the various committees of each House shall hold hearings to consider all bills and resolutions and other matters then pending; and such

emergency matters as may be submitted by the Governor; provided further, that during the following sixty days the Legislature shall act upon such bills and resolutions as may be then pending and upon such emergency matters as may be submitted by the Governor in special messages to the Legislature; provided, however, either House may otherwise determine its order of business by an affirmative vote of four-fifths of its Membership."

Whereas, Under said amendment it is specifically provided that either House may determine its order of business by an affirmative vote of four-fifths of its Membership; therefore, be it

Resolved by the Senate by an affirmative vote of four-fifths of its membership, the House of Representatives concurring by an affirmative vote of four-fifths of its Membership, That the order of business is hereby determined to be governed by the general rules of the respective Houses, except in so far as they do not conflict with the following special rules, which are hereby adopted:

Rule I

It shall be in order to introduce bills or resolutions during the first forty-five days of the Regular Session and have the same referred to a proper committee.

Rule II

After the first forty-five days of the Regular Session, no bills shall be introduced except local bills as hereinafter defined, emergency appropriations, acting upon appointees of the Governor (whether recess appointments or otherwise) and all emergency matters submitted by the Governor in special messages to the Legislature, unless otherwise directed by an affirmative record vote of four-fifths of the Membership of the House voting in which the bill is first introduced.

Rule III

Local bills may be introduced at any time and considered at any time by the committee to which they have been referred and reported by said committee and considered and disposed of by the House in which said bill is pending in the due order of business as determined by the general rules of the House in which the

bill is pending. A local bill is defined by the purposes of this rule as an Act, the provisions of which relate to or affect directly a defined locality, district, or section of the State but which does not affect directly the State at large, and the operations of which is confined to a particular locality, district, or section of the State.

Rule IV

Local bills, emergency appropriations, acting upon the appointees of the Governor (whether recess appointments or otherwise), and all emergency matters submitted by the Governor in special messages to the Legislature may be considered and disposed of at any time by either House under the general rules and order of business.

Rule V

During the first sixty days of the Regular Session, under the general rules of either House and in the due order of business, either House may take up, consider, and dispose of any bill not of the nature named in the foregoing Rule 4 by an affirmative vote of four-fifths of the Membership voting, or in accordance with the rules of the House in which said bill is pending.

Rule VI

It shall be in order for committees to consider bills at any time during the Session, their reports, and the consideration by either House in accordance with the rules of the House in which said bill is pending.

Joint Rule XXIV, of the Joint Rules of the Forty-second Legislature of the two Houses, is hereby annulled and cancelled and in all things made void.

When any bill shall have been finally acted upon by either Branch of the Legislature, and shall have been transmitted to the other, said bill shall be, by the presiding officer thereof, referred to an appropriate committee, and it shall not be necessary to be voted upon as a prerequisite to its consideration by the receiving Branch.

Rule VII

In reckoning the time within which a bill has been introduced, the date of its first introduction in either House shall govern.

Mr. Graves offered the following amendment to the resolution:

Amend Joint Rules of the Two Houses, page 491, Texas Legislative Manual, 1931, "Disagreements Between the Two Houses," by adding thereto, Section 1-a, as follows:

"In the event of such disagreement between the two Houses relative to a bill or resolution, and the appointment of conference committees, and such committees arrive at an adjustment of the differences between such Houses, such committees shall, within 36 hours, make a report to their respective Houses of their adjusted bill or resolution, unless such committee shall be granted a further specified time by an affirmative vote of such Houses."

The amendment was adopted.

Mr. Morse offered the following amendment to the resolution:

Amend the resolution, by re-inserting Section 24, as shown in the Joint Rules of the Forty-second Legislature, page 497, of the Manual, substituting therein "Forty-third" where "Forty-second" appears.

MORSE,
CHASTAIN,
ALSUP,
BRADLEY,
MATHIS,
JOHNSON of Dimmit.

The amendment was adopted.

The resolution as amended was then adopted, by the following vote:

Yeas—125

Aikin.	Clayton.
Alexander.	Colson.
Alsup.	Coombes.
Anderson	Cowley.
of Bexar.	Crossley.
Anderson	Daniel.
of Johnson.	Davidson.
Baker.	Dean.
Barrett.	Devall.
Barron.	Dunlap.
Beck.	Dunagan.
Bedford.	Duvall.
Bourne.	Dwyer.
Bradley.	Fain.
Burns.	Fisher.
Calvert.	Ford.
Camp.	Fuchs.
Canon.	Glass.
Cathey.	Golson.
Caven.	Good.
Chastain.	Goodman.

Graves.	Munson.
Greathouse.	Nicholson.
Haag.	Palmer.
Hankamer.	Parkhouse.
Harman.	Patterson.
Harris.	Pavlica.
Harrison.	Pope.
Hartzog.	Puryear.
Head.	Ramsey.
Hicks.	Ratliff.
Hill of Webb.	Ray.
Hodges.	Reed of Bowie.
Holekamp.	Reed of Dallas.
Holland.	Renfro.
Hoskins.	Riddle.
Huddleston.	Roberts.
Hughes.	Rogers of Hunt.
James.	Rogers of Ochiltree.
Jefferson.	Rollins.
Johnson	Ross.
of Dimmit.	Russell.
Jones of Atascosa.	Savage.
Jones of Runnels.	Scarborough.
Kyle of Hays.	Scott.
Kyle of Palo Pinto.	Shults.
Laird.	Smith.
Latham.	Stanfield.
Lemens.	Steward.
Lindsey.	Stinson.
Long.	Sullivant.
Lotief.	Tarwater.
Magee.	Tennyson.
Mathis.	Tillery.
McCullough.	Townsend.
McDougald.	Turlington.
McKee.	Van Zandt.
Merritt.	Vaughan.
Metcalfe.	Wagstaff.
Mitcham.	Walker.
Moffett.	Wells.
Moore.	Winningham.
Morrison.	Wood.
Morse.	Young.

Absent

Butler.	Kayton.
Engelhard.	Leonard.
Few.	Mackay.
Griffith.	McClain.
Hester.	McGregor.
Hill of Brazoria.	Reader.
Holloway.	Shannon.
Johnson	Stovall.
of Anderson.	Thomas.
Jones of Shelby.	Weinert.

Absent—Excused

Hunt.	Jackson.
Hyder.	West.

ADJOURNMENT

On motion of Mr. Anderson of Bexar, the House, at 5:20 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Education: House Bill No. 80.

Penitentiaries: House Bill No. 51.

Revenue and Taxation: House Bill No. 140.

State Affairs: House Bills Nos. 17 and 28.

Labor: House Bill No. 54.

Judicial Districts: House Bill No. 68.

Privileges, Suffrage, and Elections: Senate Bill No. 1.

The Committee on Rules filed an adverse report on Senate Concurrent Resolution No. 5.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, January 23, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 18, A bill to be entitled "An Act amending Article 6548, Revised Civil Statutes, 1925, so as to authorize the substitution, in whole or in part, of motor bus lines for street and interurban railways by companies authorized to operate a street, or suburban, or interurban railway, authorizing such companies to operate motor busses for the carrying of passengers for hire, and providing that such substitution of motor busses shall not impair any of the corporate powers of such corporations heretofore organized,"

Has carefully compared same, and finds it correctly enrolled.

PARKHOUSE, Acting Chairman.

Committee Room,

Austin, Texas, January 24, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 68, A bill to be entitled "An Act repealing Chapter 81, Senate Bill No. 11, as enacted by the Fifth Called Session of the Forty-first Legislature, as shown on page 246 et seq. of the Session Acts, which cre-

ated the One Hundred and Fourteenth Judicial District Court; validating and continuing all causes, processes, writs, bonds, and recognizances and making them pending, answerable, and returnable and valid in the Thirty-first and Eighty-fourth Judicial District Courts, respectively, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

HARRISON, Chairman.

TWELFTH DAY

(Wednesday, January 25, 1933)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Fuchs.
Adamson.	Glass.
Aikin.	Golson.
Alexander.	Good.
Alsup.	Goodman.
Anderson	Graves.
of Bexar.	Greathouse.
Anderson	Griffith.
of Johnson.	Haag.
Baker.	Hankamer.
Barrett.	Harman.
Barron.	Harris.
Beck.	Harrison.
Bedford.	Hartzog.
Bourne.	Head.
Bradley.	Hester.
Burns.	Hicks.
Butler.	Hill of Brazoria.
Calvert.	Hill of Webb.
Camp.	Hodges.
Canon.	Holekamp.
Cathey.	Holland.
Caven.	Holloway.
Chastain.	Hoskins.
Clayton.	Huddleston.
Colson.	Hughes.
Coombes.	Hyder.
Cowley.	James.
Crossley.	Jefferson.
Daniel.	Johnson
Davidson.	of Anderson.
Dean.	Johnson
Devall.	of Dimmit.
Dunlap.	Jones of Atascosa.
Dunagan.	Jones of Runnels.
Duvall.	Jones of Shelby.
Dwyer.	Kayton.
Engelhard.	Kyle of Hays.
Fain.	Kyle of Palo Pinto.
Few.	Laird.
Fisher.	Latham.
Ford.	Lemens.

Leonard.	Riddle.
Lindsey.	Roberts.
Long.	Rogers of Hunt.
Lotief.	Rogers
Magee.	of Ochiltree.
Mackay.	Rollins.
Mathis.	Ross.
McClain.	Russell.
McCullough.	Savage.
McDougald.	Scarborough.
McGregor.	Scott.
McKee.	Shannon.
Merritt.	Shults.
Metcalfe.	Smith.
Mitcham.	Stanfield.
Moffett.	Steward.
Moore.	Stinson.
Morrison.	Stovall.
Morse.	Sullivant.
Munson.	Tarwater.
Nicholson.	Tennyson.
Palmer.	Thomas.
Parkhouse.	Tillery.
Patterson.	Townsend.
Pavlica.	Turlington.
Pope.	Van Zandt.
Puryear.	Vaughan.
Ramsey.	Wagstaff.
Ratliff.	Walker.
Ray.	Wells.
Reader.	Winningham.
Reed of Bowie.	Wood.
Reed of Dallas.	Young.
Renfro.	

Absent—Excused

Hunt.	Weinert.
Jackson.	West.

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. West for today, on motion of Mr. Morse.

Mr. Jackson for today, on motion of Mr. Merritt.

Mr. Hunt was granted leave of absence for today on account of illness, on motion of Mr. Good.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows: